

Appendix X

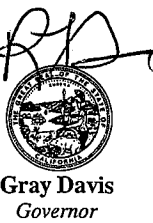


California Regional Water Quality Control Board

San Diego Region

Winston H. Hickox
Secretary for
Environmental
Protection

Internet Address: <http://www.swrcb.ca.gov/rwqcb9/>
9174 Sky Park Court, Suite 100, San Diego, California 92123
Phone (858) 467-2952 • FAX (858) 571-6972



Gray Davis
Governor

October 6, 2003

IN THE MATTER OF)

Mr. Pat Thomas)
Director of Public Works)
City of Escondido)
201 North Broadway)
Escondido, CA 92025)

NOTICE OF VIOLATION
NOV R9-2003-0380

WDID NO.
9 000000031

**FACILITY: CITY OF ESCONDIDO, HALE AVENUE RESOURCE RECOVERY
FACILITY**

**RE: CEASE AND DESIST ORDER NO. 96-31 AND ADDENDUM NO. 1 TO CEASE
AND DESIST ORDER NO. 96-31**

YOU ARE HEREBY NOTIFIED THAT:

The City of Escondido (City) has been found to be delinquent in their efforts to submit semiannual progress reports and a final progress report to the Regional Board per Directive No. 4 of Cease and Desist Order (CDO) No. 96-31 and Directive 2 of Addendum No. 1 to CDO No. 96-31. The progress reports are to identify and discuss all tasks undertaken by the City to achieve compliance with Directive Nos. 1, 2, and 3 of CDO No. 96-31.

The failure of the City to submit the semiannual progress reports has, to date, resulted in a total of 14 violations of Directive No. 4 of CDO No. 96-31. The City has incurred an additional violation for failure to submit the final progress report by July 1, 2003 as required by Directive 2 of Addendum No. 1 to CDO No. 96-31.

These violations subject you to possible enforcement action by the California Regional Water Quality Control Board, San Diego Region, including administrative enforcement orders requiring the City to cease and desist from violations, or to clean up waste and abate existing or threatened conditions of pollution or nuisance; administrative civil liability in amounts of up to \$10,000 per day per violation; referral to the State Attorney General for injunctive relief; and, referral to the District Attorney for criminal prosecution.

The City is in violation of CDO No. 96-31 and Addendum No. 1 from the date the reports are due until the date the information cited above is submitted to the Regional Board.

California Environmental Protection Agency

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>.

Mr. Pat Thomas

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October 6, 2003

Questions pertaining to the issuance of this **Notice of Violation** should be directed to Mr. Bryan Ott at (858) 637-5589. Written correspondence pertaining to this **Notice of Violation** should be directed to the following address:

Michael P. McCann
Supervising Water Resource Control Engineer
Attn: Bryan Ott
California Regional Water Quality Control Board
San Diego Region
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4340



MICHAEL P. McCANN
Supervising Water Resource Control Engineer

OCT. 6, 2003
DATE

CERTIFIED MAIL NO. 7003 1680 0000 7397 2832 (RETURN RECEIPT REQUESTED)

cc/enclosure: Ms. Kathi Moore, Chief, Compliance Office, U. S. Environmental Protection Agency, M.S. WTR-7, San Francisco, CA 94105

File No: 01-0031.02

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